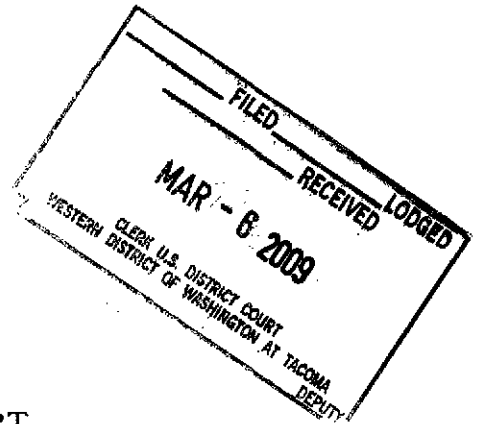


Judge Bryan

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

KRYSTOF W. MACBRYGHDE,

Defendant.

NO. CR09-5089RJM

PROTECTIVE ORDER

This matter, having come to the Court's attention on the United States's Motion for Entry of Discovery Protective Order, and the Court, having considered the government's motion, and the entirety of the record and being fully advised in this matter, the Court hereby enters the following:

1. Permissible Disclosure of Protected Material.

The United States will make available copies of the Protected Material to defense counsel to comply with the government's discovery obligations. Possession of copies of the Protected Material is limited to the attorney of record, and investigators, paralegals, law clerks, experts and assistants for the attorney of record (hereinafter collectively referred to as "members of the defense team"). The Protected Material in this matter is a DVD of the audio and video recording of the interview of W.M..

The defense team may share and review the Protected Material with their respective defendant client. The attorney of record and members of the defense team acknowledge that providing copies of the Protected Material to the defendant and other

persons is prohibited, and agree not to duplicate or provide copies of the Protected Material to defendant and other persons.

Any violation of these prohibitions constitutes a violation of the Protective Order. Further, the attorney of record are required, prior to disseminating any copies of the Protected Material to members of the defense team, to provide a copy of this Protective Order to members of the defense team, and obtain written consent by members of the defense team of their acknowledgment to be bound by the terms and conditions of this Protective Order. The written consent need not be disclosed or produced to the United States unless requested by the Assistant United States Attorney and ordered by the Court.

2. Filing

Any Protected Material that is filed with the court in connection with pre-trial motions, trial, or other matter before this Court, shall be filed under seal and shall remain sealed until otherwise ordered by this Court.

3. Nontermination

The provisions of this Order shall not terminate at the conclusion of this prosecution.

4. Violation of Any Terms of this Order

Any violation of any term or condition of this Order by the defendant, their attorney of record, any member of the defense team, or any attorney for the United States Attorney's Office for the Western District of Washington, may be held in contempt of court, and/or may be subject to monetary or other sanctions as deemed appropriate by this Court.

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1 **5. Defendant's Right to Contest Protection Order**

2 The defendant maintains the right to contest the protection order at any time.

3 DATED this 6 day of March, 2009.

4 
5 **ROBERT J. BRYAN**
6 United States District Court Judge

7 Presented by:

8 
9 **BRUCE F. MIYAKE**
10 Assistant United States Attorney

11 
12 **GARY M. CLOWER**
13 Attorney for Krystoff MacBryghde